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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
10 SAN JOSE DIVISION

11 UNITED STATES OF AMERICA,	)	No. CR 08-70029 HRL
12	)	
13 Plaintiff,	)	<b>STIPULATION TO EXTEND TIME FOR</b>
14 v.	)	<b>PRELIMINARY HEARING AND</b>
15	)	<b>EXCLUDE TIME; [PROPOSED] ORDER</b>
16 ALONSO CALERO-LOPEZ,	)	
	)	
Defendant.	)	<b>Hon. Patricia V. Trumbull</b>

17 Defendant and the government, through their respective counsel, hereby stipulate that,  
18 subject to the court's approval, the hearing in the above-captioned matter, presently scheduled for  
19 Thursday, May 22, 2008, at 1:30 p.m. be continued to Thursday, July 17, 2008, at 1:30 p.m. The  
20 continuance is requested to allow time for further pre-charge negotiation and defense  
21 investigation.

22 The parties further agree that time should be excluded under the Speedy Trial Act from  
23 May 22, 2008 to July 17, 2008, to allow time for defense investigation and preparation, and  
24 because the ends of justice outweigh the defendant's and the public's need for a speedy trial.

25 Finally, in order to allow additional time for pre-charge negotiations, the parties also  
26 agree that time should be extended for the defendant's preliminary hearing pursuant to Federal

1 Rule of Criminal Procedure 5.1(d), taking into account the public interest in the prompt  
2 disposition of criminal cases.

3  
4 Dated: 5/19/08

/s/  
LARA S. VINNARD  
Assistant Federal Public Defender

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6 Dated: 5/19/08

/s/  
TOM O'CONNELL  
Assistant United States Attorney

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8  
9 **ORDER**

10 The parties have jointly requested a continuance of the hearing set for May 22, 2008, to  
11 allow time for continued pre-charge negotiation and continued defense investigation.

12 GOOD CAUSE APPEARING, IT IS HEREBY ORDERED that the hearing date  
13 presently set for May 22, 2008 at 1:30 p.m. be continued to July 17, 2008 at 1:30 p.m.

14 Pursuant to the parties' stipulation, IT IS FURTHER ORDERED that the period of time  
15 from May 22, 2008, to July 17, 2008, shall be excluded from the period of time within which  
16 trial must commence under the Speedy Trial Act, 18 U.S.C. § 3161 et seq.

17 Finally, due to the parties' efforts to engage in pre-charge negotiations, it is ORDERED  
18 that time should be extended for the defendant's preliminary hearing pursuant to Federal Rule of  
19 Criminal Procedure 5.1(d), taking into account the public interest in the prompt disposition of  
20 criminal cases.

21 Dated: May 20, 2008

  
PATRICIA V. TRUMBULL  
United States Magistrate Judge